



PUNISHMENT
The Supposed Justifications Revisited
TED HONDERICH

BALYAN

Punishment The Supposed Justifications Revisited

**Erik Claes, Wouter Devroe, Bert
Keirsbilck**



Punishment The Supposed Justifications Revisited:

Punishment Ted Honderich, 2005-11-20 Ted Honderich's Punishment is the best known book on the justifications put forward for state punishment. This enlarged and developed edition brings his writing to a new audience. With new chapters on determinism and responsibility plus a new conclusion, the book also remains true to its original realism about almost all talk of retribution and proportionality. Honderich investigates all the commonsensical notions of why and when punishment is morally necessary, engaging with the language of public debate by politicians and other public figures. Honderich then puts forward his own argument that punishment is legitimate when it is in accord with the principle of humanity. Written in a clear sharp style and seasoned with a dry wit, this is the most important work on the reasoning behind our penal systems. It is a pleasure to read for philosophers and non philosophers alike. Ted Honderich is Grote Professor Emeritus at University College London and author of numerous books on philosophy including *After the Terror* (Edinburgh University Press 2002), *How Free Are You* (Oxford University Press 2001), *Terrorism for Humanity* (Pluto Press 2003) and *Conservatism* (Pluto Press 2005). He is also the editor of the *Oxford Companion to Philosophy*.

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Punishment: the Supposed Justifications Ted Honderich, 1970

Facing the Limits of the Law Erik Claes, Wouter Devroe, Bert Keirsbilck, 2009-04-21 Many legal experts no longer share an unbounded trust in the potential of law to govern society efficiently and responsibly. They often experience the limits of the law as they are confronted with striking inadequacies in their legal toolbox, with inner inconsistencies of the law, with problems of enforcement and obedience, and with undesired side effects, and so on. The contributors to this book engage in the challenging task of making sense of this experience. Against the background of broader cultural transformations such as globalisation, new technologies, individualism, and cultural diversity, they revisit a wide range of areas of the law and map different types of limits in relation to some basic functions and characteristics of the law. Additionally, they offer a set of strategies to manage justifiably law's limits, such as de-dramatising law's limits, conceptual refinement, constructivism, striking the right balance between different functions of the law, seeking for complementarity between law and other social practices.

Reframing Punishment: Reflections of Culture, Literature and Morals, 2020-09-25 This interdisciplinary volume offers an attempt to question, perplex, and ultimately reframe

our collective understanding of punishment Prisons & Punishment David Scott, Nick Flynn, 2014-04-08 Covering all the key topics across the subject of Penology this book gives you the tools you need to delve deeper and critically examine issues relating to prisons and punishment The second edition explores prisons and punishment within national international and comparative contexts and draws upon contemporary case studies throughout to illustrate key themes and issues includes new sections on actuarial justice proportionality sentencing principles persistent offending rehabilitation and abolitionist approaches to punishment features a The book also includes a useful study skills section which guides you through essay writing and offers hints and tips on how you can get the most out of your lectures and seminars This is the perfect primer for all undergraduate students of Criminology taking modules on Prisons and Punishment or Penology *Legal and Ethical Retributivism* Halil Csur, 2025-07-31 This book explores a foundational philosophical tension in contemporary retributivism revealing ambiguities in its approach to punishment between two conflicting conceptions of restoration legal justice and ethical love Through an analysis of the three parties involved in a crime the victim the offender and the state it argues that neo retributivism has not sufficiently incorporated the ethical face of punishment into its theoretical framework The pull of legal justice is often so strong that the voice of ethical love is silenced neo retributivism is at an impasse To navigate this the book engages with contemporary critical criminal justice scholarship introducing the ideal of loving justice while highlighting an unresolved tension between penal reformism and abolitionism The book will be of interest to academicians and researchers working in the areas of philosophy of punishment criminal law theory criminal justice restorative justice philosophy of law political philosophy and Hegel scholarship **War as Protection and Punishment** Teresa Degenhardt, 2023-09-15 This book provides an analysis of how penal discourses are used to legitimate post Cold War military interventions through three main case studies Kosovo Iraq and Libya These cases reveal the operation of diverse modalities of punishment in extending the ambit of international liberal governance The argument starts from an analysis of these discourses to trace the historical arc in which military interventions have increasingly been launched through reference to both the human rights discourse and humanitarian sentiments and a desire to punish the perpetrators The book continues with the analysis of practices involved in the post intervention phase looking at the ways in which states have been established as modes of governance Kosovo how punitive atmospheres have animated soldiers violence in the conduct of war Iraq and finally how interventions can expand moral control and a system of devolved surveillance in conjunction with both border control and the engagement of the International Criminal Court Libya In all these case tensions and ambiguities emerge These practices underscore how punitive intents were also present in the expansion of liberal governance demonstrating how the rhetoric of punishment was useful in legitimating Western state powers and recomposing the borders of the liberal world at the periphery War as Protection and Punishment ends with a number of critical comments on the diffusion of punitive discourse in the international arena considering how issues of crime and justice have also animated at

least in part the current engagement with the Russian invasion of Ukraine An accessible and compelling read this book will appeal to students and scholars of criminology sociology politics and those interested in how penal discourses are used to legitimize military conventions The Routledge Companion to Social and Political Philosophy Gerald F. Gaus, Fred D'Agostino, 2013 This comprehensive work provides an up to date survey of social and political philosophy charting its history and key figures and movements and addressing enduring questions as well as contemporary research *Understanding Jurisprudence* Raymond Wacks, 2021 *Understanding Jurisprudence* provides an illuminating and engaging introduction to the central questions of legal theory It is the perfect starting point for those new to the subject *Moral and Political Philosophy* Paul Smith, 2008-04-30 A clear and concise introduction to moral and political philosophy which critically analyses arguments about controversial and topical practical issues drug laws justifications of punishment civil disobedience whether there is a duty to obey the law and global poverty Confronting Penal Excess David Hayes, 2019-11-14 This monograph considers the correlation between the relative success of retributive penal policies in English speaking liberal democracies since the 1970s and the practical evidence of increasingly excessive reliance on the penal State in those jurisdictions It sets out three key arguments First that increasingly excessive conditions in England and Wales over the last three decades represent a failure of retributive theory Second that the penal minimalist cause cannot do without retributive proportionality at least in comparison to the limiting principles espoused by rehabilitation restorative justice and penal abolitionism Third that another retributivism is therefore necessary if we are to confront penal excess The monograph offers a sketch of this new approach late retributivism as both a theory of punishment and of minimalist political action within a democratic society Centrally criminal punishment is approached as both a political act and a policy choice Consequently penal theorists must take account of contemporary political contexts in designing and advocating for their theories Although this inquiry focuses primarily on England and Wales its models of retributivism and of academic contribution to democratic penal policy making are relevant to other jurisdictions too The Oxford Handbook of Crime and Criminal Justice Michael Tonry, 2011-09-29 Although criminal justice systems in developed Western countries are much alike in form structure and function the American system is unique While it is structurally similar to those of other Western countries the punishments it imposes are often vastly harsher No other Western country retains capital punishment or regularly employs life without parole three strikes or lengthy mandatory minimum sentencing laws As a result the U S imprisonment rate of nearly 800 per 100 000 residents dwarfs rates elsewhere The Oxford Handbook of Crime and Criminal Justice is an essential guide to the development and operation of the American criminal justice system A leading scholar in the field and an experienced editor Michael Tonry has brought together a team of first rate scholars to provide an authoritative and comprehensive overview and introduction to this crucial institution Expertly organized the various sections of the Handbook explore the American criminal justice system from a variety of perspectives including its purposes functions problems and priorities and present analyses of

police and policing juvenile justice prosecution and sentencing and community and institutional corrections making it a complete and unrivaled portrait of how America approaches crime and criminal justice and giving persuasive answers as to why and how it has developed to what it is today Accessibly written for a wide audience the Handbook serves as a definitive reference for scholars and a broad survey for students in criminology and criminal justice

The Routledge Companion to Social and Political Philosophy Gerald Gaus, Fred D'Agostino, Ryan Muldoon, 2024-11-26 The Routledge Companion to Social and Political Philosophy Second Edition is a comprehensive definitive reference work providing an up to date survey of the field charting its history and key figures and movements and addressing enduring questions as well as contemporary research Features unique to the Companion are as follows Extensive coverage of the history of social and political thought including separate chapters on the development of political thought in the Islamic world India and China as well as in modern Germany France and Britain A focus on the core concepts and the normative foundations of social and political theory A section devoted exclusively to distributive justice the central issue of political philosophy since Rawls Theory of Justice Several chapters on global justice and international issues The Companion's 74 commissioned chapters by leading scholars from throughout the world are divided into eight thematic sections The History of Social and Political Theory Political Theories and Ideologies Normative Foundations Distributive Justice The National State and Beyond Political Concepts Approaches and Issues in Social and Political Philosophy Expanded updated and revised throughout this Second Edition includes new chapters on Politics Philosophy and Economics PPE Political Epistemology Race and Ethnicity Power Foucault and New Diversity Theory

Penology David Scott, 2008-01-23 As part of the SAGE Course Companion series this book provides a comprehensive introduction and overview of the discipline of penology It provides hints and tips on how to apply this information to maximum effect in coursework and examinations This is a highly accessible text for those new to prison studies or for anyone looking for a refresher It provides structure and background for all prison and punishment modules on undergraduate criminology and criminal justice degrees Written in a straightforward and clear style the book gives detailed explanations for all academic terms used The Penology Course Companion provides Easy access to the key themes in punishment and prison studies Helpful summaries of the approach taken by the main course textbooks Guidance on the essential study skills required to pass the course Help with developing critical thinking Taking it Further sections that suggest how readers can extend their thinking beyond the received wisdom Pointers to success in course exams and written assessment exercises

Alienation Antigone Samellas, 2010 Part of the second chapter will appear at the proceedings of the conference and another part of the same chapter was presented at the Centre of Late Antiquity at Duke University in 2004

Religion and Identity in South Asia and Beyond Steven E. Lindquist, 2011-10-01 This volume brings together sixteen articles on the religions literatures and histories of South and Central Asia in tribute to Patrick Olivelle one of North America's leading Sanskritists and historians of early India Over the last four decades the focus of his scholarship has been on the

ascetic and legal traditions of India but his work as both a researcher and a teacher extends beyond early Indian religion and literature Religion and Identity and South Asia and Beyond is a testament to that influence The contributions in this volume many by former students of Olivelle are committed to linguistic and historical rigor combined with sensitivity to how the study of Asia has been changing over the last several decades *Parental Liability in EU Competition Law* Peter Whelan,2023-08-10 In enforcing EU competition law the Commission employs a unique doctrine of parental antitrust liability it imposes fines on the parent company of an infringing subsidiary in cases where the parent exercises decisive influence over the subsidiary s commercial policy Critics of this contentious aspect of EU competition law believe that the doctrine is unfair ineffective obscure disproportionate contrary to due process and based upon a dubious if not extremely flimsy justificatory foundation Such criticism raises serious and unanswered questions about the legitimacy of the Commission s efforts to enforce competition law Parental Liability in EU Competition Law A Legitimacy Focused Approach is the first monograph to be dedicated to this controversial topic Written by Professor Peter Whelan the book contends that although the general concept of parental liability can be justified in principle the current EU level doctrine of parental antitrust liability in fact suffers from a distinct and problematic lack of legitimacy More specifically the said doctrine displays significant deficiencies with respect to effectiveness fairness and legality Given this undesirable state of affairs Parental Liability in EU Competition Law offers a fully rationalised reformulated approach to parental antitrust liability for EU competition law violations that is built around the notion of parental fault That approach provides a solid normative account of how to impose parental antitrust liability in a manner that is theoretically robust effective in practice fair in substance and legally sound

The Decline of Mercy in Public Life Alex Tuckness,John M. Parrish,2014-04-21 Mercy is a marginalized virtue in contemporary public life but understanding its complex conceptual history suggests how that might change Defending the Genetic Supermarket Colin Gavaghan,2007-03-12 Exploring the technology of Pre implantation Genetic Diagnosis and the muddled approach adopted by the UK Parliament this volume presents a much more ethically consistent and humane system than has been managed so far by the Authority

Punishment The Supposed Justifications Revisited Book Review: Unveiling the Magic of Language

In an electronic digital era where connections and knowledge reign supreme, the enchanting power of language has be more apparent than ever. Its ability to stir emotions, provoke thought, and instigate transformation is actually remarkable. This extraordinary book, aptly titled "**Punishment The Supposed Justifications Revisited**," compiled by a highly acclaimed author, immerses readers in a captivating exploration of the significance of language and its profound affect our existence. Throughout this critique, we will delve to the book is central themes, evaluate its unique writing style, and assess its overall influence on its readership.

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